

STATEMENT OF PURPOSE

RS19702

This legislation clarifies the Department of Correction's role in the event of an emergency at a privately operated facility that is under contract to house offenders for the Department of Correction. Currently, the Department's authority to suppress a riot or other serious disturbance at a private facility is not expressly stated in statute.

This legislation proposes to amend Idaho Code §§ 20-111, 20-209B and 20-241A to make clear the Department's authority to intervene in the event of an emergency. It also proposes to amend Idaho Code § 20-241A to provide that any contract between the Department and a private prison contractor to house Idaho offenders must contain provisions to facilitate cooperation and provide for payment of expenses in the event of an emergency at the private facility. It is also proposed that Idaho Code 20-111 be amended to replace the anachronistic term "convict" with the more commonly used term "prisoner" in reference to incarcerated persons.

FISCAL NOTE

Administrative expenses associated with the changes will be absorbed by the Department of Correction.

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